IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 30TH OCTOBER 2007 / 8TH KARTHIKA 1929

WP(C).No. 32151 of 2007(C)

PETITIONER:

S.OMANA, ASANVILA PUTHEN VEEDU,
OOROOTTUKALA, NEYYATTINKARA P.O.
THIRUVANANTHAPURAM DISTRICT
(TYPIST, RETIRED ON 31.10.2004 FROM NEYYATTINKARA

BY ADV. SRI.R.GOPALAKRISHNAN (SREEVALSAM)

RESPONDENTS:

KSRTC,REPRESENTED BY
THE MANAGING DIRECTOR
KSRTC, THIRUVANANTHAPURAM.
PIN 695023.

BY ADV.SRI.K.PRABHAKARAN, SC.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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W.P.(c).No.32151 OF 2007

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Dated this the 30th day of October , 2007

JUDGMENT

Petitioner retired as Typist from the respondent Corporation on 31/10/2004. Petitioner seeks payment of pensionary benefits overlooking seniority pointing out the marriage of the petitioner's daughter as a ground. Exts.P1 & P2 are produced in support of the claim of marriage fixed to be solemnised on 15/11/2007.

I heard learned counsel for the respondent Corporation also. I feel that some relaxation can be given to the petitioner. The writ petition is disposed of directing the respondent to pay to the petitioner the amount due as DCRG or Commuted Value of Pension whichever is higher if possible before 15/11/2007 and at any rate within a period of one month from the date of receipt of a copy of this judgment. The direction to release the amount as aforesaid need be complied with only after retaining such amount as is necessary to clear any liability due from the petitioner on the strength of any agreement executed by her or due from her to the Corporation.

(K.M.JOSEPH, JUDGE)

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